

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By Chairman Diane Rice, on January 18, 2007 at 8:00 A.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Diane Rice, Chairman (R)
Rep. Dave Gallik, Vice Chairman (D)
Rep. Ron Stoker, Vice Chairman (R)
Rep. Douglas Cordier (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. George Everett (R)
Rep. Julie French (D)
Rep. Rick Jore (C)
Rep. Krayton Kerns (R)
Rep. Roger Koopman (R)
Rep. Deborah Kottel (D)
Rep. Tom McGillvray (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Holly Raser (D)
Rep. John Ward (R)

Members Excused: None.

Members Absent: None.

Staff Present: David Niss, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 217, HB 180, HB 250, HB 251,
1/15/2007
Executive Action: HB 82, HB 84

HEARING ON HB 217

Opening Statement by Sponsor:

00:01:24 Rep. Michael Lange (R), HD 55, opened the hearing on HB 217, Non-custodial parents apply values through foster parents.

Proponents' Testimony: None

Opponents' Testimony:

00:08:03 Shirley Brown, Division Administrator, Child and Family Services, Department Public Health and Human Services

EXHIBIT(juh12a01)

00:19:46 Twila Costigan, Montana Foster and Adoptive Parents Association

EXHIBIT(juh12a02)

00:23:28 Jani McCall, Montana Children's Initiative Providers Association

Informational Testimony:

00:26:46 Dennis Paxinos, Yellowstone County Attorney

Questions from Committee Members and Responses:

00:29:20 Rep. French
00:30:11 Ms. Brown
00:30:35 Rep. Stoker
00:31:07 Ms. Brown
00:35:03 Rep. Stoker
00:35:22 Ms. Costigan
00:36:03 Rep. Kottel
00:36:50 Ms. Brown
00:44:24 Rep. Ward
00:45:36 Ms. Brown
00:50:58 Rep. Kerns
00:51:08 Ms. Brown
00:51:52 Rep. Everett
00:51:56 Ms. Brown
00:53:07 Rep. Koopman
00:53:53 Ms. Brown
00:56:39 Rep. Koopman
00:57:34 Ms. Costigan
00:59:22 Rep. French
00:59:53 Rep. Lange
01:02:26 Rep. Peterson

01:04:02 Rep. Lange
01:11:20 Rep. Raser
01:13:50 Rep. Lange
01:18:11 Rep. Gallik
01:19:15 Rep. Lange
01:27:00 Rep. Peterson
01:27:33 Rep. Lange
01:29:11 Rep. Rice
01:29:59 Ms. Brown

Closing by Sponsor:

01:30:46 Rep. Lange

HEARING ON HB 180

Opening Statement by Sponsor:

01:37:39 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing
on HB 180, Revise driver licensing laws.

[EXHIBIT\(juh12a03\)](#)

Proponents' Testimony:

01:40:29 Dean Roberts, Department of Justice, Motor Vehicle
Division

[EXHIBIT\(juh12a04\)](#)

[EXHIBIT\(juh12a05\)](#)

01:58:06 Brenda Nordlund, Assistant Attorney General, Motor
Vehicle Division

[EXHIBIT\(juh12a06\)](#)

02:10:32 Kelson Young, self

02:14:14 Mary Phippen, Montana Magistrates Association

Opponents' Testimony:

02:14:54 Barry "Spook" Stang, Executive Vice President, Montana
Motor Carriers Association

Informational Testimony: None

Questions from Committee Members and Responses:

02:19:02 Rep. Peterson
02:19:36 Rep. Hollenbaugh
02:20:44 Ms. Nordlund
02:24:34 Rep. Raser
02:25:43 Mr. Stang

02:27:58 Rep. Jore
02:28:32 Ms. Nordlund
02:29:54 Rep. O'Hara
02:30:49 Mr. Roberts
02:32:15 Rep. Rice
02:32:28 Ms. Nordlund
02:32:45 Mr. Roberts
02:34:44 Rep. Peterson
02:34:49 Ms. Nordlund
02:37:12 Rep. McGillvray
02:37:29 Ms. Nordlund

Closing by Sponsor:

02:38:25 Rep. Hollenbaugh

02:39:37 Break
02:50:15 Reconvene

HEARING ON HB 250

Opening Statement by Sponsor:

02:50:41 Rep. Ron Stoker (R), HD 87, opened the hearing on HB 250, State payment of cost of child abuse and neglect cases.

Proponents' Testimony:

02:52:21 George Corn, Ravalli County Attorney
[EXHIBIT\(juh12a07\)](#)
[EXHIBIT\(juh12a08\)](#)
[EXHIBIT\(juh12a09\)](#)
[EXHIBIT\(juh12a10\)](#)
[EXHIBIT\(juh12a11\)](#)
[EXHIBIT\(juh12a12\)](#)
[EXHIBIT\(juh12a13\)](#)
03:01:15 Dennis Paxinos, Yellowstone County Attorney
[EXHIBIT\(juh12a14\)](#)
03:11:12 Sen. Rick Laible, SD 44
03:14:34 Sen. Jim Shockley, SD 45
03:16:15 Harold Blattie, Montana Association of Counties
03:16:42 Rep. Bob Lake, HD 88

Opponents' Testimony:

03:17:23 John Connor, Chief Criminal Prosecutor, Attorney
General Office

EXHIBIT(juh12a15)

Informational Testimony:

03:21:53 Shirley Brown, Division Administrator, Child and Family
Services, Department Public Health and Human Services

Questions from Committee Members and Responses:

03:22:45 Rep. Kottel
03:23:46 Mr. Korn
03:31:17 Rep. French
03:31:35 Mr. Korn

Closing by Sponsor:

03:33:28 Rep. Stoker

HEARING ON HB 251

Opening Statement by Sponsor:

03:35:04 Rep. Ron Stoker (R), HD 87, opened the hearing on HB
251, Allow creation of city court of record.

EXHIBIT(juh12a16)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

03:40:26 Mary Phippen, Montana Magistrates Association

Questions from Committee Members and Responses: None

Closing by Sponsor:

03:43:06 Rep. Stoker

EXECUTIVE ACTION ON HB 82

(Rep. Koopman absent from the room)

03:46:06 **Motion:** Rep. Everett moved that **HB 82 DO PASS.**

03:46:20 **Motion/Vote:** Rep. Kottel moved that **HB 82 BE AMENDED.** Motion carried unanimously by voice vote.
(Rep. Koopman voted by proxy.)

03:48:06 **Motion/Vote:** Rep. Stoker moved that **HB 82 DO PASS AS AMENDED.** Motion carried unanimously by roll call vote.
(Rep. Koopman voted by proxy.)

EXECUTIVE ACTION ON HB 84

03:50:06 **Motion/Vote:** Rep. Stoker moved that **HB 84 DO PASS.** Motion carried unanimously by roll call vote.
(Rep. Koopman voted by proxy.)

03:52:16 Chairman Rice

ADJOURNMENT

Adjournment: 11:55 A.M.

REP. DIANE RICE, Chairman

PAM SCHINDLER, Secretary

DR/ps

Additional Exhibits:

EXHIBIT ([juh12aad.pdf](#))